

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CRIMINAL CASE NO. 1:09-cr-00013-MR-9**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	<u>ORDER</u>
)	
YVONNE MARIE FOUNTAIN,)	
)	
Defendant.)	
<hr style="width:40%; margin-left:0"/>)	

THIS MATTER is before the Court on the Defendant's letter, which the Court construes as a motion for copies of court documents [Doc. 929].

In her motion, the Defendant requests that the Court provide copies of her presentence reports, the presentence report recommendations, and the statement of reasons. All of these documents date from 2009, with the exception of a supplemental presentence report, which dates from 2012. For grounds, the Defendant states that such documents are "needed for me, for some further litigation." [Doc. 929 at 1].

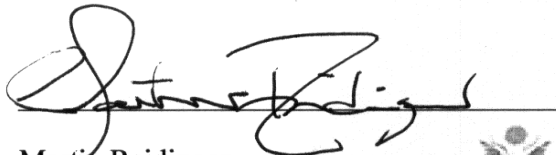
Court documents, such as the ones requested by the Defendant here, may be obtained from the Court "only in the exercise of that court's discretion based upon a showing of need." United States v. Williams, No. 88-7340,

1989 WL 152422, at *1 (4th Cir. Dec. 11, 1989); United States v. Velasquez, No. 5:10-CR-00042, 2012 WL 3307264, at 1 (W.D.N.C. Aug. 13, 2012) (Voorhees, J.) (holding that a copy of presentence report may be obtained from the district court only upon a showing of particularized need). Here, there are no matters currently pending. The Defendant has exhausted her direct and post-conviction appeals, and she does not identify any specific “future litigation” she intends to bring. As such, the Defendant has failed to demonstrate a particularized need for the requested pleadings. Accordingly, in the exercise of its discretion, the Court will deny the Defendant’s motion.

IT IS, THEREFORE, ORDERED that the Defendant’s letter, which the Court construes as a motion for copies of court documents [Doc. 929], is hereby **DENIED**.

IT IS SO ORDERED.

Signed: November 7, 2018


Martin Reidinger
United States District Judge

